

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. PCB JDC 20-03 (2020)

Amendment No.

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED ☐ (Y/N)

ADOPTED AS AMENDED ☐ (Y/N)

ADOPTED W/O OBJECTION ☐ (Y/N)

FAILED TO ADOPT ☐ (Y/N)

WITHDRAWN ☐ (Y/N)

OTHER ☐

Committee/Subcommittee hearing bill: Judiciary Committee
Representative Beltran offered the following:

Amendment (with title amendment)

Remove everything after the enacting clause and insert:

Section 1. Subsection (4) is added to section 627.428,
Florida Statutes, to read:

627.428 Attorney fees.—

(4) In an award of attorney fees under this section for a
claim arising under a property insurance policy, a strong
presumption is created that a lodestar fee is sufficient and
reasonable. Such presumption may be rebutted only in a rare and
exceptional circumstance with evidence that competent counsel
could not be retained in a reasonable manner.

Section 2. This act shall take effect July 1, 2020.

PCB JDC 20-03 Strike1

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Amendment No.

T I T L E A M E N D M E N T

Remove everything before the enacting clause and insert:
An act relating to contingency risk multipliers; amending s.
627.428, F.S.; providing that, for certain attorney fees awarded
for claims arising under property insurance policies, a strong
presumption is created that a lodestar fee is sufficient and
reasonable; providing that such presumption may be rebutted only
under certain circumstances; providing an effective date.